FARAD CONTINUATION SHEET NO.
IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.718 TO 721 OF 2006

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr. P. Parsurampuria i/by U.G. Yerunkar for the Petitioner.

Mr. S.S. Tatkare, APP. for the State.

CORAM : R.S. MOHITE,J.
DATED: 13/4/2006.

P.C.

1. These petitions seek to quash an order dated 10.11.2005 whereby the Metropolitan Magistrate, Bandra Mumbai has dismissed the application made by the petitioner who is original accused No.2 for impleading additional accused. The basis for the application was that in the cross examination of the complainant, he admitted that the delivery section of the accused No.1 company was being look after by Mr. Tata. Mr. R.K. Raghunath and Mr. Mathur were looking after purchase and

Mr. Mathur was one of the Director. The complainant has however, not made any averments in the complaint relating to these persons and in the absence of any such averments even if they are made accused, they are likely to be acquitted for the offence U/s.138 of the Negotiable Instruments Act. In the circumstances, court has rightly refused to entertain the application. There is no substance in the aforesaid petitions. Hence, the aforesaid petitions are rejected.

(R. S. MOHITE, J.)